



# MEMORANDUM

Council Agenda  
Item No. X. F  
5/21/2024

## The City of OKLAHOMA CITY

TO: Mayor and City Council

FROM: Craig Freeman, City Manager

Concurrence with the Oklahoma City Water Utilities Trust in approving Amendment No. 1 and Change Order No. 1 with Downey Contracting, LLC, Project WE-0103, Emergency Waterline Replacement, SE 89th Street and I-35 Service Road, increase of \$17,239.09; accepting the project and placing the maintenance bond into effect. Ward 4.

**Location:**

SE 89th Street and I-35 Service Road

**Purpose:**

To add and adjust the pay quantities to close out the project and add contract time.

**Justification:**

It is necessary to add and adjust the plan quantities to match the actual quantities for completion of the project. Additional contract time was required for removing and replacing the sidewalk and location the existing 12-inch waterline.

**Background:**

The water services at the proposed area had experienced low pressure. The necessary repairs included a 12-inch waterline connecting to a high-pressure discharge line from Booster Pump Station 23. It was in the best interest of the public health, safety, welfare, and regulatory compliance that repairs be done timely to restore the operational capacity of the water system.

Amendment No. 1 adjusts pay items to reflect the final measured quantities in the field and to perform a reverse tap at the north and south connection points.

Change Order No. 1 adds pay items due to an undocumented storm sewer line, which required an 18-inch line to be removed and replaced and an incorrectly documented waterline, which required a sidewalk to be removed and replaced. Five calendar days were added to the contract due to removing and replacing the sidewalk and locating the waterline.

Fidelity and Deposit Company of Maryland is the surety company for the two-year maintenance bond. Bond No. 9448530 will remain in effect until the contractor and surety have fulfilled all responsibilities under the maintenance bond.

**Engineer:**

Smith Roberts Baldischwiler, LLC

**Contractor:**

Downey Contracting, LLC

**Final Inspection:**

On April 4, 2024, the following attended:

Gary Wyssman	Downey Contracting, LLC
Charles Pratt	Downey Contracting, LLC
Duke Newin	Utilities Dept.-Engineering Division
Matt Lemoine	Utilities Dept.-Engineering Division
Ryan Smith	Smith Roberts Baldischwiler, LLC
Clark Campbell	Smith Roberts Baldischwiler, LLC

The punch list was completed on April 4, 2024. It was agreed by all that the project has been completed according to plans and specifications.

**Final Claim:**

\$78,703.48

**Final Construction Cost:**

\$181,777.09

**Cost and Time:**

Original Contract Amount	\$164,538.00	
Amendment No. 1	9,593.00	(5.83% increase)
Change Order No. 1	<u>7,646.09</u>	(4.65% increase)
Revised Contract Amount	\$181,777.09	

Amendment No. 1 is an increase of \$9,593.00 or 5.83 percent above the original contract amount. Change Order No. 1 is an increase of \$7,646.09 or 4.65 percent above the original contract amount. Amendment No. 1 and Change Order No. 1 result in an overall increase of \$17,239.09. The revised contract amount is \$181,777.09.

Original Contract Time	60 Calendar Days
Change Order No. 1	5 Calendar Days
Revised Contract Time	65 Calendar Days

Revised Contract Completion Date: April 14, 2024

**Source of Funds:**

OCWUT-Water Facility Account-Water Trust Capital-Transmission Mains-WE-0103-Construction in Progress (6060-3901600-W6140-WE-0103-54040007)

**Review:**

Utilities Department

**Recommendation:** Concur with the Oklahoma City Water Utilities Trust in approving the amendment and change order, accepting the project; and placing the maintenance bond into effect.